

Council Chambers
Municipal Building
March 31, 2009

The McAlester City Council met in special session on Tuesday, March 31, 2009, at 6:00 P.M. after proper notice and agenda was posted, March 27, 2009, at 1:51 P.M.

CALL TO ORDER

Mayor Priddle called the meeting to order.

Councilman Mason gave the invocation and led the Pledge of Allegiance.

ROLL CALL

Council Roll Call was as follows:

Present: Chris Fiedler, Donnie Condit, John Browne, Haven Wilkinson, Sam Mason & Mayor Priddle

Absent: Buddy Garvin

Presiding: Kevin E. Priddle, Mayor

Staff Present: Mark Roath, City Manager; George Marcangeli, Public Works Director/City Engineer; Peter Stasiak, Planning & Community Development Director; Fire Chief Harold Stewart; Mel Priddy, Community Services Director; David Medley, Utilities Director; William J. Ervin, Jr., City Attorney and Cora Middleton, City Clerk

PUBLIC HEARING

All persons interested in any ordinance listed under Scheduled Business shall have an opportunity to be heard in accordance with Article 2, Section 2.12(b) of the City Charter.

Mayor Priddle commented that the first item on the agenda required a public hearing and he asked for a motion to open the hearing.

Councilman Fiedler moved to open the Public Hearing to consider an ordinance to amend the FY 2008-2009 Budget to purchase a new ambulance, if approved. The motion was seconded by Councilman Browne. There was no discussion and the vote was taken as follows:

AYE: Councilman Fiedler, Condit, Browne, Wilkinson, Mason & Mayor Priddle

NAY: None

Mayor Priddle declared the motion carried and the Public Hearing was opened at 6:03 P.M.

There were no comments from the audience or the Council and Mayor Priddle asked for a motion to close the Public Hearing.

Councilman Condit moved to close the Public Hearing. The motion was seconded by Councilman Fiedler.

There was no discussion, and the vote was taken as follows:

AYE: Councilman Condit, Browne, Wilkinson, Mason, Fiedler & Mayor Priddle

NAY: None

Mayor Priddle declared the motion carried and the Public Hearing was closed at 6:04 P.M.

SCHEDULED BUSINESS

- 1. Consider, and act upon, an Ordinance amending Ordinance No. 2299, which established the Budget for Fiscal Year 2008-2009; repealing all conflicting ordinances; providing for a Severability Clause; and Declaring an Emergency.**
(Harold Stewart, Fire Chief)

ORDINANCE NO. 2317

AN ORDINANCE OF THE CITY OF McALESTER, OKLAHOMA, AMENDING ORDINANCE NO. 2299 WHICH ESTABLISHED THE BUDGET FOR FISCAL YEAR 2008-2009; REPEALING ALL CONFLICTING ORDINANCES; PROVIDING FOR A SEVERABILITY CLAUSE; AND DECLARING AN EMERGENCY.

Councilman Wilkinson moved to approve **ORDINANCE NO. 2317**, seconded by Councilman Browne.

Before the vote, Mr. Roath explained that this amendment was required to fund the lease/purchase of the ambulance if approved. He stated that should the lease/purchase not be approved, then an amendment reversing this would be presented to the Council at the next meeting.

There was no further discussion, and the vote was taken as follows:

AYE: Councilman Browne, Wilkinson, Mason, Fiedler, Condit & Mayor Priddle

NAY: None

Mayor Priddle declared the motion carried.

Councilman Wilkinson moved to approve the EMERGENCY CLAUSE, seconded by Councilman Fiedler.

There was no discussion, and the vote was taken as follows:

AYE: Councilman Wilkinson, Mason, Fiedler, Condit, Browne & Mayor Priddle

NAY: None

Mayor Priddle declared the motion carried.

2. **Consider, and act upon, awarding a bid to Midwest Vehicle Professionals, Inc., in the amount of \$98,750 for a 2008 Ford E450 Wheeled Coach 165” Modular, Bulkhead, Type III Ambulance. (Harold Stewart, Fire Chief)**

Councilman Condit moved to award a bid to Midwest Vehicle Professionals, Inc., in the amount of \$98,750 for a 2008 Ford E450 Wheeled Coach 165” Modular, Bulkhead, Type III Ambulance. The motion was seconded by Councilman Fiedler.

Before the vote, Chief Stewart explained that bid packets had been mailed out and the bid had been advertised but only one (1) bid had been submitted which was from Midwest Vehicle Professionals, Inc.

Councilman Mason expressed concern about the lack of interest in the bid invitations, one of the requirements of the bid and that the requests for financing were not made in writing.

There was a lengthy discussion between Councilman Mason, Chief Stewart, Mayor Priddle, Mr. Roath and the City Attorney concerning this particular bid, the bid process and the requirements in the bid specifications.

There was no further discussion, and the vote was taken as follows:

AYE: Councilman Fiedler, Condit, Browne, Wilkinson & Mayor Priddle

NAY: Councilman Mason

Mayor Priddle declared the motion carried.

3. **Consider, and act upon, authorizing the Mayor to enter into Lease Purchase Agreement with First National Bank & Trust Company of McAlester to fund the purchase of the ambulance for a term of five years at 4.75% interest per annum. (Harold Stewart, Fire Chief)**

Councilman Browne moved to authorize the Mayor to enter into Lease Purchase Agreement with First National Bank & Trust Company of McAlester to fund the purchase of the ambulance for a term of five years at 4.75% interest per annum. The motion was seconded by Councilman Fiedler.

Before the vote, Mr. Roath commented that the other financing proposal had an interest rate of 5.9%.

There was no other discussion, and the vote was taken as follows:

AYE: Councilman Mason, Fiedler, Condit, Browne, Wilkinson & Mayor Priddle

NAY: None

Mayor Priddle declared the motion carried.

4. Discussion, and possible action, on review of certain City properties that might be declared surplus and disposed of in accordance with State and local laws and/or ordinances. *(George Marcangeli, City Engineer/Public Works Director; David Medley, Utilities Director and Mel Priddy, Community Services Director)*

Councilman Mason moved to open the discussion and possible action for the review of certain City properties that might be declared surplus and disposed of in accordance with State and local laws and/or ordinances. The motion was seconded by Councilman Browne.

Before the vote, George Marcangeli reviewed a power point presentation with the Council stating that this was a preliminary step and there was more research to do regarding the various properties before they are ready to seek action from the Council.

There was a brief discussion among the Council regarding the properties and how long it might take to have information ready for the Council to act upon.

Mr. Roath commented that staff would need to meet with the City Attorney before coming back with a more extensive review for the Council.

Mayor Priddle commented that this item would not require action at this time and there was no further discussion.

5. Discussion, and possible action, on the March 2008 Tank Inspection Report prepared by Utility Service Company, Inc. *(David Medley, Utilities Director)*

Councilman Wilkinson moved to open the discussion and possible action on the March 2008 Tank Inspection Report prepared by Utility Service Company, Inc. The motion was seconded by Councilman Fiedler.

Before the vote, David Medley explained that this inspection included the five water storage tanks. He commented that these tanks ranged in age from ninety (90) years to ten (10) years and they did affect the quality of water for the City and surrounding water districts. He then introduced Steve Woodward.

Mr. Woodward reviewed a power point presentation with the Council explaining that he was only covering a few of the problems. He commented that all of the tanks had issues ranging from holes in the tops of the tanks to interior and exterior linings failing. During his presentation, Mr. Woodward commented that his company could repair and maintain all of the storage tanks that the City had and spread the cost over a longer period than one (1) year.

There was discussion among the Council, Mr. Woodward and Mr. Roath regarding these inspections, possible grants that might be available to help fund this service and a workshop to work on this matter and other matters that affect the City's water quality.

Mayor Priddle commented that this item would not require action at this time and there was no further discussion.

- 6. Consider, and act upon, authorizing the Mayor to sign an Addendum to the 2008-2009 Contract with the McAlester Economic Development Service, Inc. (William J. Ervin, City Attorney)**

Councilman Condit moved to authorize the Mayor to sign an Addendum to the 2008-2009 Contract with the McAlester Economic Development Service, Inc. The motion was seconded by Councilman Browne.

Before the vote, Mayor Priddle commented that the date of the addendum needed to be changed to March instead of April.

There was no further discussion, and the vote was taken as follows:

AYE: Councilman Fiedler, Condit, Browne, Wilkinson & Mayor Priddle

NAY: Councilman Mason

Mayor Priddle declared the motion carried.

- 7. Approval of Claim for McAlester Economic Development Service, Inc. in the amount of \$20,500. (Sherry Alessi, Assistant Chief Financial Officer)**

Councilman Fiedler moved to approve the claim for McAlester Economic Development Service, Inc. in the amount of \$20,500. The motion was seconded by Councilman Condit.

There was no discussion, and the vote was taken as follows:

AYE: Councilman Condit, Browne, Wilkinson, Mason, Fiedler & Mayor Priddle

NAY: None

Mayor Priddle declared the motion carried.

- 8. Consider, and act upon, rescheduling the Regular Meeting of the McAlester City Council from Tuesday, April 14, 2009 to Monday, April 13, 2009. (Mark B. Roath, City Manager)**

Councilman Fiedler moved to reschedule the Regular Meeting of the McAlester City Council from Tuesday, April 14, 2009 to Monday, April 13, 2009. The motion was seconded by Councilman Browne.

Before the vote, Mayor Priddle explained that April 14th was the celebration for the Choctaw Chief and several of the Council had indicated that they wished to attend. He added that he had planned on attending the celebration and he felt it would be good to change the meeting to allow everyone to attend.

There was no further discussion, and the vote was taken as follows:

AYE: Councilman Browne, Wilkinson, Mason, Fiedler, Condit & Mayor Priddle

NAY: None

Mayor Priddle declared the motion carried.

Councilman Condit moved to recess the Regular Meeting for an Executive Session to discuss the current status of the collective bargaining negotiations with the IAFF and FOP in accordance with Title 25, Sec. 307.B.2. The motion was seconded by Councilman Wilkinson.

There was no discussion, and the vote was taken as follows:

AYE: Councilman Wilkinson, Mason, Fiedler, Condit, Browne & Mayor Priddle

NAY: None

Mayor Priddle declared the motion carried and the Regular Meeting was recessed at 7:46 P.M.

EXECUTIVE SESSION

Recess into Executive Session in compliance with Section Title 25 Section 307 (B), et.seq.

Oklahoma Statutes, to wit:

- **Section 307 (B) (2) - Discussion concerning current status of the collective bargaining negotiations with the IAFF and FOP.**

RECONVENE INTO OPEN SESSION

Take any action as a result from Executive Session.

Mayor Priddle asked for a motion to reconvene the Regular Meeting.

Councilman Fiedler moved to reconvene the Regular Meeting, seconded by Councilman Mason. There was no discussion and the vote was taken as follows:

AYE: Councilman Mason, Fiedler, Condit, Browne, Wilkinson & Mayor Priddle

NAY: None

Mayor Priddle declared the motion carried and the Regular Meeting was reconvened at 8:18 P.M.

Mayor Priddle stated that the Council had recessed the Regular Meeting for an Executive Session to discuss the current status of the collective bargaining negotiations with the IAFF and FOP in accordance with Title 25, Sec. 307.B.2. Only those matters were discussed and no action was taken.

ADJOURNMENT

There being no further business to come before the Council, Councilman Condit moved for the meeting to be adjourned, seconded by Councilman Browne. The vote was taken as follows:

AYE: Councilman Mason, Fiedler, Condit, Browne, Wilkinson & Mayor Priddle

NAY: None

Mayor Priddle declared the motion carried, and the meeting was adjourned at 8:19 P.M.

Kevin E. Priddle, Mayor

ATTEST:

Cora Middleton, City Clerk